Supreme Court, U. S.
FILED
NOV 15 1979
MICHAEL RODAK, JR., CLERK

IN THE

Supreme Court of the United States

OCTOBER TERM, 1979

No. 79-134

CONSOLIDATED EDISON COMPANY,

Appellant,

—v.—

PUBLIC SERVICE COMMISSION OF THE STATE OF NEW YORK,

Appellee.

ON APPEAL FROM THE COURT OF APPEALS OF THE STATE OF NEW YORK

MOTION FOR LEAVE TO FILE BRIEF AMICUS CURIAE SUBMITTED ON BEHALF OF LONG ISLAND LIGHTING COMPANY AS PETITIONER IN 79-629

BURT NEUBORNE
40 Washington Square South
New York, New York 10012
(212) 598-2713

EDWARD M. BARRETT
General Counsel
Long Island Lighting Company
250 Old Country Road
Mineola, New York 11501

Attorneys for Amicus Curiae

IN THE

Supreme Court of the United States

OCTOBER TERM, 1979

No. 79-134

CONSOLIDATED EDISON COMPANY,

Appellant,

—v.—

PUBLIC SERVICE COMMISSION OF THE STATE OF NEW YORK,

Appellee.

ON APPEAL FROM THE COURT OF APPEALS
OF THE STATE OF NEW YORK

MOTION FOR LEAVE TO FILE BRIEF AMICUS CURIAE SUBMITTED ON BEHALF OF LONG ISLAND LIGHTING COMPANY AS PETITIONER IN 79-629

Long Island Lighting Company respectfully moves for leave to file the accompanying brief amicus curiae in support of the appellant, Consolidated Edison Company. In support of its application, Long Island Lighting Company shows:

1. Long Island Lighting Company is closely affected by the outcome of this appeal both in its status as a petitioner in a closely related case pending in this Court (79-629) and as a company subject

to the identical regulation at issue herein. The interest of Long Island Lighting Company is discussed in greater detail in the accompanying brief amicus curiae at pp. 1-3.

2. The New York State Public Service Commission, the appellee herein, has consented to the filing of this brief amicus curiae. The appellant has not consented.

3. The brief, which supports the position of appellant, is timely filed.

BURT NEUBORNE

New York, New York
November 15, 1979